MINUTES

TEXAS BOARD OF PROFESSIONAL ENGINEERS REGULAR QUARTERLY BOARD MEETING

1917 SOUTH INTERSTATE 35 AUSTIN, TX 78741 MAY 24, 2012 - 10:30 A.M.

Call to Order. G. Kemble Bennett, Ph.D., P.E., Chair, called the Regular Quarterly Board meeting of the Texas Board of Professional Engineers (TBPE) to order at 10:44 a.m. on May 24, 2012, at the Texas Board of Professional Engineers, 1917 South Interstate 35, Austin, TX. (NOTE: All votes are unanimous, unless noted otherwise.)

1. Roll Call and Welcome Visitors.

G. Kemble Bennett, Ph.D., P.E.

Daniel Wong, Ph.D., P.E.

Edward L. Summers, Ph.D.

Carry A. Baker

Lamberto "Bobby" Balli, P.E.

James "Jim" Greer, P.E.

Govind Nadkarni, P.E.

Chair

Vice Chair

Treasurer

Public Member

Member

Member

Elvira Revna Public Member

A quorum was present. Ms. Veena Mohan, Assistant Attorney General, was present to provide legal counsel. Also present was Emeritus Board Member, Mr. Edmundo Gonzalez, P.E.

The following staff members were present:

Lance Kinney, P.E. Executive Director

Priscilla Pipho, MPA Deputy Executive Director

C.W. Clark, P.E. Director of Compliance & Enforcement

David L. Howell, P.E.

Jeff Mutscher

Dewey Helmcamp, III JD

Dorothy Gonzales

Director of Licensing

Director of Finance

Staff Attorney

Executive Assistant

Visitors. Peyton McKnight, Texas Council of Engineering Companies (TCEC); Nancy Ellen-Sorteriou, (Texas Department of Transportation (TxDOT); Terry Sams, TxDot; Doug Bell, P.E, Texas Society of Professional Engineers (TSPE); Terry Bilderbeck, P.E., TSPE; Jennifer, McEwan, TSPE; Matthew Ryan, Esq., Allensworth & Porter

2. **Public Comment**. None.

3. Consent Agenda.

- January 29, 2010, Industry Advisory Committee Minutes
- March 2, 2011, Industry Advisory Committee Discussion
- March 2, 2011, Education Advisory Committee Minutes
- March 2, 2011, Government Advisory Committee Minutes
- February 14, 2012, Licensing Committee Minutes
- February 15, 2012, Policy Advisory Opinion Committee Minutes
- February 15, 2012, Enforcement Committee Minutes
- February 15, 2012, General Issues Committee Minutes
- February 15, 2012, Regular Quarterly Board Meeting Minutes
- Administrative Reports and Outstanding Administrative Penalties and Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments
- Licensing Applications.

It was MOVED/SECONDED (Nadkarni/Ballí) to approve all of the Consent Agenda except for the February 14, 2012, Licensing Committee minutes, which are to be taken up under agenda item #9. A vote was taken and the MOTION PASSED.

Discuss and Possibly Approve Board Minutes:

4. *(Consent Agenda) Discuss and possibly approve minutes of the February 15, 2012, Regular Quarterly Board Meeting Minutes.

Discuss and Possibly Accept Committee Minutes:

- 5. *(Consent Agenda) January 29, 2010, Industry Advisory Committee Minutes.
- 6. *(Consent Agenda) March 2, 2011, Industry Advisory Committee Discussion.
- 7. *(Consent Agenda) March 2, 2011, Education Advisory Committee Meeting.
- 8. *(Consent Agenda) March 2, 2011, Government Advisory Committee Meeting.
- 9. *(Consent Agenda) February 14, 2012, Licensing Committee Minutes.

Mr. Greer commented that the February Licensing Committee was comprised of a majority of alternate board members and the Committee unanimously agreed that more of the attendees who would be at the Regular Quarterly Board meeting on May 24, 2012, could approve the minutes. Mr. Nadkarni added that he and Dr. Wong were two of the members present at the February Licensing Committee meeting.

It was MOVED/SECONDED (Nadkarni/Wong) to approve the February 14, 2012, Licensing Committee as submitted. A vote was taken and the MOTION PASSED.

- 10. *(Consent Agenda) February 15, 2012, Policy Advisory Opinion Committee Minutes
- 11. *(Consent Agenda) February 15, 2012, Enforcement Committee Minutes.
- 12. *(Consent Agenda) February 15, 2012, General Issues Committee Minutes.

Discuss and Possibly Act on the following agenda items:

- 13. Board Members' Activity Reports.
- 14. Emeritus Members' Activity Reports.

Dr. Bennett commented that exhibits for agenda items #13 and #14 are submitted as information only, no action required.

15. Budget.

■ FY 12 1st Quarter Budget Report.

Mr. Mutscher clarified that this is actually FY12 2^{nd} Quarter Budget Report. He discussed the revenue and expenses as submitted in the exhibit. Earlier in the year, revenue was slightly behind the budgeted amount, but at the end of April was back on target; the expenditures are on track as well with a positive variance.

Initial FY13 Proposed Budget.

Mr. Mutscher presented the proposed budget exhibit for the Board members to review. He commented that he took the actual expenses through the end of April, projected those through the end of the year, and came up with an estimated fund balance. He estimated individual fees based on the number of transactions, went line by line on expenditures to estimate how much it would cost to continue operations for the following year, and looked for items to reduce. The expense budget for next year was reduced by 4 percent. Dr. Summers commented that the Board adopted a fund balance policy that would result in a smaller surplus carry-forward from year-to-year, and is finally bearing fruit. He added that the Board has been very fortunate with revenue and expenses under staff guidance. This year we have reached a point where the existing revenue sources are going to have to be looked at closely because the fund balance will continue to drop. Mr. Mutscher reviewed the options for the Board to consider for FY13 budget. He added that the FY13 proposed budget will be finalized and presented at the August 2012 Regular Quarterly Board meeting for approval. Dr. Bennett asked if any increase of FTEs is being considered. Mr. Mutscher responded that no FTE increase is being considered. Mr. Greer commented that the threshold is very valid, robust, and appropriate.. He would advocate that the Board not consider any option that would allow the Board to go below the threshold; he appreciates Mr. Mutscher's and Dr. Summer's view that the Board needs to stay close to the threshold. He would like the Board to consider an option that would stay within the threshold. Dr. Wong reviewed the models presented, and suggested the Board be presented with an additional graph showing a 1 percent increase in revenue, 0.75 percent increase in expenditure and a \$5 fee increase beginning September with 2013 at the next meeting.

16. Performance Measures Report.

Mr. Howell reported that the semi-annual performance measures were included as an exhibit. He commented that the input, output, efficiency, and explanatory measure types are all defined by the

Legislature. The Board is working on making these measures more than just numbers. Key performance measures are going to be part of the Board's Journey Toward Excellence, and strategic planning. New measures were created for the number of EIT certificates and number of applications submitted online. Mr. Howell reviewed the application processing time line.

 ${\bf Discuss\ and\ Possibly\ Act\ on\ Issues\ Regarding\ Committee\ Reports\ or\ Items\ on\ the\ Committee\ Agendas:}$

- 17. Enforcement Committee.
 - Discuss and possibly act on the following rule adoption:
 - §139.35 (b) Sanctions and Penalties.

Mr. Clark commented that the proposed rule adoption corrected the double negative in the rule.

It was MOVED/SECONDED (Summers/Baker) to recommend the Board adopt §139.35(b) as presented in the Texas Register. A vote was taken and the MOTION PASSED.

• Discuss and possibly act on the following rule proposal in accordance with the TBPE 4 year rule review:

Dr. Summers reported that the following are in accordance with the 4 year rule review that each state agency is mandated to complete.

It was MOVED/SECONDED (Summers/Greer) that the Board readopt Chapters 137: Compliance and Professionalism, and 139: Enforcement as presented and in accordance with the 4 year rule review. A vote was taken and the MOTION PASSED.

- Chapter 137: Compliance and Professionalism.
 - §137.17 Continuing Education Program.
- Chapter 139: Enforcement.
 - §139.13 Filing a Complaint.
 - §139.35 Sanctions and Penalties.

It was MOVED/SECONDED (Summers/Greer) that the Board approve the previous rule proposals to be posted in the Texas Register for comment. A vote was taken and the MOTION PASSED.

- Discuss and provide guidance to staff on the following rule suggestions:
 - §137.7 License Expiration and Renewal.
 - §137.31 Seal Specifications.
 - §137.37 Sealing Misconduct.

Dr. Summers reported that the Committee directed staff to review the rules discussed in committee and bring back any recommended changes for review and approval. No action is required by the full Board at this time.

- Discuss, consider, and possibly act on decision resulting from SOAH case and Final Order for the following cases:
 - D-32904; James H. Vance, P.E.

It was MOVED/SECONDED (Summers/Ballí) that the Board approve the Final Order for Mr. James H. Vance, P.E., D-32904 as presented to the Board. A vote was taken and the MOTION PASSED.

- Staff Attorney Reports.
 - SOAH Cases
 - Suits Against the Board
 - Status of Court Cases (Injunctions)

Dr. Summers commented that Mr. Helmcamp reported that all SOAH cases are up to date.

- 18. General Issues Committee.
 - Discuss and possibly act on the following rule proposal in accordance with the TBPE 4 Year Rule Review.

Dr. Wong reported that the following motions are in accordance with the 4 year rule review. The first motion is to adopt Chapter 131 to comply with the 4 year rule review requirement. The second is to approve the proposed rule change to §131.53-Minutes. Mr. Howell added that the proposed rule change is to comply with the Agency's Approved Records Retention Schedule.

- Chapter 131: Organization and Administration.
 - § 131.53 Minutes.

It was MOVED/SECONDED (Wong/Summers) that the Board readopt Chapter 131: Organization and Administration. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Wong/Ballí) to approve the proposed rule change to §131.53-Minutes to post in the Texas Register for comment as presented. A vote was taken and the MOTION PASSED.

Dr. Wong commented that the staff looked at having security at each meeting at a cost of \$45 per hour. The Lobby area security was also discussed. Staff was directed to bring back to the Committee suggested changes to the lobby area regarding security.

Mr. Kinney reported on the advisory committees' structure/membership. The committees meet once a year individually then have a combined meeting to discuss issues within each of the committees. This year it was a very successful meeting. Dr. Bennett added that he is the Board liaison for the Education Advisory Committee. He believes they were very successful meetings that helped him realize that the issues addressed are very common among the committee discussions. He commended staff for being very prepared and doing a great job hosting these meetings. Mr. Nadkarni commented that in these meetings several engineering deans were very interested in having more faculty licensed.

Mr. Greer asked about agency IT Security. Ms. Sobieski briefed the Board on the current infrastructure security in place for the Board. She added that Mason Schoolfield is also present to assist with answering any questions from the Board. She also noted that the security audits performed by the Department of Information Resources (DIR) and the State Auditors Office have all been successful.

19. Policy Advisory Opinion Committee.

- Engineering Advisory Opinion Request (EAOR).
 - Update on EAOR #31 Designated Engineering Representative (DER).

Mr. Ballí reported that Mr. Pennington advised the committee that an Attorney General Opinion has been requested for this Policy Advisory Opinion and staff has not yet received a response.

• EAOR # 33 - Direct Supervision.

Mr. Ballí reported that this request was regarding testimony being presented to the courts by a graduate engineer. The response is that the Act allows any person/persons to provide opinions to the courts and did not constitute an engineering report or opinion. The Board does not have control over what is presented in a court of law.

It was MOVED/SECONDED (Ballí/Summers) to approve the response to EAOR#33 as presented. A vote was taken and the MOTION PASSED.

Mr. Doug Bell, P.E., member in the audience commented that he does this type of work, and asked if a licensed engineer need to seal his report when presented to the courts. The Board member unanimously responded "yes". It was clarified that a non-licensed engineer may give a report and an opinion in the courts but his/her opinion may not be considered outside the courts; this would be a violation of the Act.

- Discuss and possibly approve and/or recommend changes, rescinding current Engineering Advisory Opinions posted to comply with HB2284.
 - Policy Advisory Opinion (PAO) 3 Structural or Mechanical Modifications to Building Roofs.

Mr. Ballí reported that there was no action taken because this opinion was not affected by HB2284.

 PAO 9b - Does the practice of engineering include comprehensive and complete design of buildings by a competent engineer without the services of an architect?

Mr. Balli reported that this opinion was affected by HB2284 and staff recommended that this opinion be rescinded.

It was MOVED/SECONDED (Balli/Nadkarni) to recommend the Board rescind PAO 9b. A vote was taken and the MOTION PASSED.

• **PAO 21 - Manufactured Buildings**. Mr. Balli reported this opinion did require modifications. Mr. Pennington added that the conclusion mentions comprehensive design of buildings which is addressed in HB2284. Mr. Clark added that the letter will be modified and presented at the next scheduled Policy Advisory Opinion Committee.

20. Licensing Committee.

• Personal Appearances from Licensing Applicants.

Mr. Greer reported that the Licensing Committee heard from 14 applicants, and had a robust discussion with each of them.

It was MOVED/SECONDED (Greer/Reyna) for the Board to approve Mr. Ayala, Mr. Carter, Mr. Galindo, Mr. Hussar, Mr. O'Donnell, Mr. Shular, and Mr. Zamora to take the PE exam, and waive the FE for Mr. Zamora. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Greer/Nadkarni) for the Board to approve Mr. Barber, Mr. Kraner, and Mr. Schneider to be licensed in Texas. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Greer/Nadkarni) for the Board to approve the Licensing Committee's recommendation to hold Mr. McCormick's application until all his court requirement have been met, and have him appear before the Licensing Committee. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Greer/Nadkarni) for the Board to approve the Licensing Committee's recommendation to hold Mr. Austin's application, have him take the 60 hour Ethics Course, wait until after the October 2012 exam, and reappear before the Licensing Committee. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Greer/Baker) for the Board to approve the Licensing Committee's recommendation to approve Mr. Laskowski and Mr. Wright to take the PE exam after they have successfully completed the 30 hour Ethics Course. Motion was withdrawn.

It was MOVED/SECONDED (Greer/Nadkarni) for the Board to approve the Licensing Committee's decision to approve Mr. Laskowski to take the PE exam after he has successfully completed the 30 hour Ethics Course. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Greer/Baker) for the Board to approve the Licensing Committee's decision to approve Mr. Wright to take the PE exam after he has successfully completed the 30 hour Ethics Course. A vote was taken, and the MOTION PASSED 7 to 1; Mr. Nadkarni voted against the MOTION.

Discuss and possibly act on the following rule proposal in accordance with the TBPE 4
Year Rule Review.

It was MOVED/SECONDED (Greer/Wong) to the Board to adopt Chapters 133: Licensing and 135: Firm Registration in accordance with the 4 year rule review. A vote was taken and the MOTION PASSED.

• Chapter 133: Licensing

- **§133.21 Applications for Standard License**. Proposed change is to delete TSE (Test Spoken English) from the rule because it no longer exists; required grade change; and add internet test score.
- **§133.23 Applications from Former Standard License Holders**. Proposed change is to correct rule by reference §133.85 should be §133.35.
- §133.27 Application for Temporary License for Engineers Currently Licensed Outside the United States. Proposed change is to delete the TSE reference.
- **§133.31—Educational Requirement for Applicants**. Proposed change is to change name related to ETAC ABET.
- §133.33—Proof of Educational Qualifications-Non-Accredited/Non-Approved Programs. Proposed change is to change name related to ETAC ABET.
- §133.61 Engineering Examinations required for a License to Practice as a Professional Engineer. Proposed change is to update rule to be current with practice regarding exams and NCEES.
- **§133.65—Examination on the Fundamentals of Engineering**. Proposed change is related to name change to ETAC ABET; changed definition related to regular semester full-time enrollment.

• Chapter 135: Firm Registration (no changes)

Mr. Greer reported that the proposed rule changes are grammar and/or corrections (see above for specific changes). It was MOVED/SECONDED (Greer/Nadkarni) for the Board to approve the proposed rule changes as presented to be posted in the Texas Register for comment. A vote was taken and the MOTION PASSED.

Discuss and Possibly Act on Reports or Items reported by the Executive Director:

21. Executive Director's Report.

- **Activity Report**. Included as an exhibit. Mrs. Reyna asked what the FBI meeting was about. Mr. Kinney responded about an investigation happening in Texas but it does not involve the Board. He explained that the focus of the investigation involved engineering and they wanted more information about the practice and responsibilities of a PE..
- **Selection of new Emeritus Member**. Mr. Kinney commented that he has been in contact with the Governor's office, and Mr. Nadkarni will be replaced in the near future. Mr. Nadkarni commented that this would be his last meeting as a Board member. He added that is has been a great education and pleasure to serve on the Board for the past 13 years. He has met great people, built great relationships, worked with great people and been able to meet people at the NCEES National level to improve the relationship. NCEES is recognizing Texas for their great work and involvement. He thanked everyone for this opportunity. Mr. Nadkarni added that he would like the Board to approve his Emeritus Member status so that he may continue his involvement with NCEES. Dr. Bennett thanked Mr. Nadkarni for his great work, and said that his knowledge of the practice of engineering was a beacon of light, especially in the Licensing Committee. He added that Mr. Nadkarni's contributions to the engineering profession in the state of Texas are immense. There is no question that he is a knowledgeable engineer and a strong Board member. He also agreed that Mr. Nadkarni has not only reached out to the state but has taken Texas to many levels, nationally. On behalf of him and the entire Board, Dr. Bennett said thank you for the service you have given. Dr. Summers directed staff to prepare an appropriate resolution that documents Mr. Nadkarni's contributions to the Board, state and national professional engineering, have it printed up in an appropriate way, and have all Board members sign it and approve it.

It was MOVED/SECONDED (Summers/Greer) to the Board to approve Mr. Govind Nadkarni, P.E. as Emeritus Member. A vote was taken and the MOTION PASSED.

Mr. Nadkarni added that Texas was a leader in international agreements. Agreements were acquired with Engineers Australia and Engineers Canada. Mr. Kinney thanked Mr. Nadkarni on behalf of the Board staff.

- **State Auditor Office Audit.** Mr. Kinney added that the audit report is included as an exhibit. He commended staff for all their hard work, and they have completed all the recommendations made in the report. Dr. Bennett and Mr. Nadkarni thanked Mr. Kinney and staff for their hard work. Dr. Summers added that he recommend that every Board member read the report to be aware of the great staff we have.
- **Engineers & Architects update**. Mr. Kinney reported that there have been joint presentations to engineers and architects addressing the overlap issues. One of the recommendations from HB2284 is a joint Task Force. The initial meeting is scheduled for June 12, 2012, in San Antonio, Texas. The joint Task Force task will address clarifications to the statutory changes. Mr. Kinney also reported there are 21 engineers on the Excepted Engineer list created by the Texas Board of Architectural Examiners.
- **Windstorm Inspection Update**. This is the follow up to HB3. Mr. Howell and the IT team have a great process in place. Mr. Howell reported that there have been 68 engineers apply to be on the roster and 32 have been approved. TBPE continues to work with TDI.
- NCEES SZ April Meeting and upcoming August 2012 Meeting. There is an exhibit regarding this upcoming annual meeting. Mr. Kinney added that the Board has one funded delegate and one first time attendee (less than 18 months with the Board). He added that between now and the August meeting, a NCEES workshop will be scheduled.
- **Strategic Planning**. Mr. Kinney commented that the Strategic Plan is mandated by the Legislature. This year the Board will be doing this in a more elaborate and precise manner. The Board will be collecting information from Board members, staff, PEs, and outside customers. Documents included in the materials contain new goals which provide a different focus on how we can do everything better. Mr. Kinney commended Mrs. Pipho for organizing and working with all the groups.

It was MOVED/SECONDED (Nadkarni/Wong) to approve the goals and objectives, and direct staff to continue working on the Strategic Plan. A vote was taken and the MOTION PASSED.

Mrs. Pipho reported that a consultant was hired, as recommended by Board liaison Dr. Raba. The consultant's role was to facilitate the Strategic Plan which was all developed collaboratively. The next step is the implementation process.

- **Quality Texas Update**. Mr. Kinney reported that the TBPE has been recognized for the second year in a row for achieving the next milestone in the Texas / Baldrige criteria process. Dr. Bennett added that the Baldrige plan is excellent for a guide. He congratulated staff on a job well done.
- **Sunset Review Update**. Mr. Kinney reported that the Sunset Advisory Commission will be visiting in July; in November will be the hearing; and in December will be the final decision.
- **Outreach**. Mr. Kinney stated that the report is included as an exhibit.
 - **New Options**. These are recommendations to consider. We are looking at different avenues; the Governmental Advisory Committee's suggestion regarding a speakers' bureau; Educational Advisory Committee's poster for licensure.
 - **Activities/Kudos**. These are included as exhibits for the Board members to review.

Discuss and Possibly Act on Enforcement/Disciplinary Matters:

- 22. *(Consent Agenda) Administrative Reports, Outstanding Administrative Penalties Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments.
 - J.A.M. Equipment Sales and Service (JAM)
 - New Feuling Station for Venus ISD

It was MOVED/SECONDED (Nadkarni/Greer) to approve the Administrative Reports, Outstanding Administrative Penalties Dismissed Cases, Cease and Desist Order, Agreements, Injunctions/Default Judgments. A vote was taken and the MOTION PASSED.

23. Agreed Board Order.

- 1. Charles Beckham II E-32736 (Greer)
- 2. R. Kirk Gregory, P.E. D-30762 (Raba)
- 3. David Grissom, Ph.D., P.E. D-31625 (Greer)
- 4. C. Scott Parker, P.E. D-31323 & D-31960 (Summers & Reyna)

Mr. Clark reported that the Agreed Board Orders have been signed and require Board approval.

It was MOVED/SECONDED (Nadkarni/Balli) for the Board to approve the Agreed Board Orders as presented with Mr. Greer abstaining from voting on Agreed Board Order 1 and 3; Dr. Raba abstaining from voting on Agreed Board Order 2 [Dr. Raba absent]; and Dr. Summers and Mrs. Reyna abstaining from voting on Agreed Board Order 4. A vote was taken and the MOTION PASSED.

24. Consent Orders.

(Motion)

5. Lee Charles Page, P.E. – D-31908 (SOAH-Result)

<u>Informal Reprimands</u> (In accordance with Board Rule 139.31(b) individual names are not listed)

6. D-33325

Practice Violations

- 7. Mody K. Boatright, P.E. D-33370
- 8. Curtis Ray Dumas, P.E. D-32654
- 9. Manuel Jesus Montemayor, P.E. D-33110
- 10. Eduardo Romero, P.E. D-33371
- 11. James Earl Westbrook, P.E. D-33373

Sanctions Against Non-License Holders

None.

Firm Registrations/Sole Proprietorship Sanctions

- 12. Alaniz Engineering & Consulting, Inc. B-33273
- 13. PHI Engineering Design & Consulting Corporation B-33298

Mr. Clark mentioned that Mr. Page was scheduled for SOAH and he responded to the Administrative Law Judge who validated TBPE's efforts which Mr. Page agreed to and signed the Consent Order on the spot. Board member McClendon was the Board member who sat in the informal conference. She is no longer with the Board.

It was MOVED/SECONDED (Nadkarni/Greer) for the Board to approve Consent Orders 5-13. A vote was taken and the MOTION PASSED.

Mr. Helmcamp reported that mediation is part of the dispute resolution process that is offered for free by SOAH. In the future there may be other mediations. He will involve the Board member who participated in the informal conference in the mediation process.

Discuss and Possibly Act on Licensing Applications Requiring Board Ruling:

25. *(Consent Agenda) Licensing Applications.

Vote or Reconfirm Votes Pursuant to Board Rule §133.87:

Approved for Licensure Not Approved for Licensure Auto-non Approved for Licensure Waivers – Both Waivers – FE

Waivers—PE

Approved for Exams

Firms Approved

Firms not Approved

This agenda item was approved under Consent Agenda, see agenda item #3.

Discuss and Possibly Act on Other Matters

26. Issues from Board members for future meetings.

Mr. Greer suggested the Legislative Committee start earlier than in the past. Emeritus Members' contracts.

27. Future TBPE meeting dates.

Adjourn.

It was MOVED/SECONDED (Wong/Nadkarni) to adjourn the meeting at 12:46 pm. A vote was taken, and the MOTION PASSED.

Date Board approved the minutes as submitted/edited: